

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2007-053939

02/17/2009

HON. JOHN REA

CLERK OF THE COURT
M. MINKOW
Deputy

IN RE THE MARRIAGE OF
ANDREA D MESSENGER

MARY C MCDONALD

AND

JIMMY D MESSENGER

MARTIN F KEIL JR.

MINUTE ENTRY

4:38 p.m. Courtroom 108. This is the time set for Telephonic Conference Re: (1) to establish a case management plan; and (2) to set a trial date and define the issues for trial within the Family Court jurisdiction given Wife's bankruptcy case. Petitioner is not present but is telephonically represented by above-named counsel. Respondent is not present but is telephonically represented by above-named counsel. Petitioner's bankruptcy attorney, Nathan Brelsford, is telephonically present.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Discussion is held regarding Wife's bankruptcy.

THE COURT FINDS: Because of contingencies that are within the jurisdiction of the Bankruptcy Court, it is not within this Court's jurisdiction at present to divide community property and debt.

Counsel for Petitioner advises that Dr. John Moran will be Petitioner's expert to conduct the custody evaluation. Accordingly, the Court will appoint Dr. John Moran, by separate minute

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entry, to conduct a custody evaluation. Petitioner/Mother shall be solely responsible for Dr. Moran's fees.

IT IS ORDERED that Respondent/Father shall fully cooperate with the custody evaluation process.

THE COURT ADVISES that this Division's Judicial Assistant will telephonically confer with counsel regarding the setting of a trial date 120 days out. If the bankruptcy is not concluded by that time, the issues for trial will only include custody, parenting time, and the support issues that are within the Court's jurisdiction.

4:49 p.m. Matter concludes.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.